

9 UNITED STATES DISTRICT COURT
0 NORTHERN DISTRICT OF CALIFORNIA
1 SAN FRANCISCO DIVISION

3 ANTONIO DI GIOVANNI,)
4)
5 Plaintiff,)
6 vs.) **CASE NO.: CV 10-0434 (MHP)**
7 HTTP ELECTRONIC PUBLISHING,)
8 Inc. aka JUST18.COM aka)
9 SWANKMAGAZINE.COM aka)
0 SWANK DOLLARS aka SWANK)
MAGAZINE, and DOES 1-100,)
Defendant.)

Pursuant to agreement among the parties and in accord with Federal Rule of Civil Procedure 41(a)(1)(A)(ii), all Parties hereby stipulate to the dismissal of this entire action with prejudice.

6 **WHEREAS**, Plaintiff commenced this action in Contra Costa Superior Court on
7 December 28, 2009, where the clerk assigned it Civil Case Number L-09-11859; and

WHEREAS, Defendant filed a Notice of removal on January 29, 2010; and

1 **WHEREAS**, Plaintiff filed a Request for Dismissal of the action in the Contra
2 Costa Superior Court on March 22, 2010; and

3
4 **WHEREAS**, this action is not a class action; a receiver has not been appointed; and
5 the action is not governed by any statute of the United States that requires an order of the
6 Court for dismissal;

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8 **THEREFORE**, the parties **STIPULATE** and **AGREE**, that this action is hereby
9 dismissed, in its entirety, with prejudice.

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13 Dated: 3-23-2010

By 

Antonio Di Giovanni,
Plaintiff in *pro per*

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17 Dated: March 26, 2010

THE LAW OFFICE OF D. GILL SPERLEIN

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19 By /s/ D. Gill Sperlein

20 D. Gill Sperlein
21 Attorneys for Defendant,
22 HTTP ELECTRONIC PUBLISHING, Inc.

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25 3/30/2010

